

EXHIBIT B

Subject: FW: EWVI - Notice of Intent to Sue Pursuant to Clean Air Act
Attachments: 2022.11.29. EWVI Notice of Intent to Sue EPA Administrator.pdf

From: Ford, Aimee E. (WDC)
Sent: Tuesday, November 29, 2022 5:48 PM
To: Regan.Michael@epa.gov
Cc: Bunker, Byron <bunker.byron@epa.gov>; LeAnn M. Johnson Koch (WDC) (LeAnnJohnson@perkinscoie.com)
<LeAnnJohnson@perkinscoie.com>
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Administrator Regan –

On behalf of Ergon-West Virginia, Inc. (EWVI), we submit the attached notice of intent to sue for failure to perform a non-discretionary duty under the Clean Air Act. 42 U.S.C. § 7604(a)(2); *id.* § 7604(b)(2).

Pursuant to 40 CFR § 54.2(a), we are also submitting the notice via certified mail today. Please let us know if you have any trouble accessing the attached.

Regards,
Aimee Ford

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